GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services — Forest Department – Disciplinary case against Sri R.S. Radhakrishna Rao, Forest Range Officer (Retd.)formerly O/o the FDPT, Srisailam - Inquiry finalized and findings received – Imposition of penalty of 30% cut in pension for a period of (5) years - Show-Cause-Notice Issued – Explanation received – Final orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.MS.No. 91 Dated: 02-09-2016.
Read the following:

Ref: 1) GO.MS. No.29, EFS&T(For.IV) Dept., dated 17.3.2005.
2) From G.P. for Forests, APAT Lr.No. O.A.No. 1464/2005/GSK/Forests, dated 5-4-2005.
3) Govt. Memo.No. 3165/For.IV/2005-2, dt. 22-11-2005.
4) From Prl.CCF., Rc.No. 17031/2005/K1, dt. 13-3-2006.
5) Govt. Memo.No. 3165/For.IV/2005-6, dt. 28-5-2006.
6) From Prl.CCF., Rc.No. 17031/2005/K1, dt. 4-6-2008 along with Repr. of Sri R.S. Radhakrishna Rao, FRO,(Dismissed) and opinion of GP for Ser.I letter dt 3.4.08.
7)Govt. Memo.No. 3165/For.IV/2005-6, dt. 19.12.2008.
8)From Prl.CCF., Rc.No. 17031/2005/K1, dt. 12-10-2012.
9)G.M. No. 3165/For.IV/A1/2005, dt.06.11.2014.
10)From the PCCF., Lr. Rc. No. 17031/2005/Vig-3, dt.05.05.2015 together with the further defense of the C.O.
11)Govt.Lr.No.3165/Ror.IV/A1/2005, Dt:04.6.2016.
12)From the Principal Secretary, APPSC, Lr.No.619/DC&C/2/2016, Dt:26.8.2016.

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An article of Charge was issued against Sri R.S. Radha Krishna Rao, Forest Range Officer, F.D.P.T., Srisailam vide by Prl. CCF vide Ref. No.17701/2000/P3, dated.31-3-2001 on the following counts:

1) Betrayal of trust reposed in him as Government servant and active involvement in forest offence No.119/2000-01 of State Silviculturist Party, Atmakur.
2) Not staying at Head quarters fixed in suspension order.

2. On receipt of explanation of the Charged Officer, the Prl. CCF vide Rc.No.17701/2000-P3, dated.27-6-2001, appointed the CF & Field Director, Project Tiger, Srisailam, as the inquiry officer and Divisional Forest Officer, Wildlife, Atmakur as presenting officer, respectively for conducting regular inquiry in the matter. The Inquiry Officer submitted his findings in his Ref.No.1389/2000/PT1, dt.29-1-2003 concluding that on the basis of documentary evidence adduced in the case before him and in view of the reasons explained by him in his report, charge No.1 & II framed against the Charged Officer, Sri R.S. Radhakrishna Rao, Forest Range Officer have been proved beyond any reasonable doubt.

3. After following the due procedure, and based on the report of the Prl.CCF, after careful examination of the record, orders were issued dismissing Sri R.S. Radhakrishna Rao, Forest Range Officer from service vide G.O.Ms.No.29, EFS&T (For.IV) Dept, dt.17-3-2005.

4. Aggrieved with the above orders the individual filed O.A.No.1464/05 in Hon'ble APAT. In pursuance to the orders dt:28.02.2007 of the APAT, in the above O.A., the Prl.CCF was requested to conduct de novo inquiry against the individual and furnish report, vide G.M. No.3165/For.IV/2005-7, dt.19.12.2008.

5. Accordingly, fresh Article of Charge was issued to Sri R.S. Radha Krishna Rao, Forest Range Officer vide Prl. CCCF Ref.No.17031/2005/K5, dt.23.7.2010, on the following counts:-

Charge-I Betrayal of trust reposed in him as Government Servant and active involvement in Forest Offence No. 119/2000-01 of S.S. Party Range, Atmakur Division.

Charge-II Not staying at the Headquarters Fixed in the suspension order.

6. The Charged Officer submitted his explanation on 16.10.2010. Not satisfied with the explanation of the Charged Officer, the Prl. Chief Conservator of Forests appointed the Conservator of Forests/Field Director, Project Tiger Circle, Srisailam and the Divisional Forest Officer, WLM Division, Atmakur as Inquiry Officer & Presenting Officer respectively, vide Proc.No.17031/2005/K5, dt.23.7.2011, to conduct regular enquiry.

7. The Inquiry Officer in his findings has concluded that the charge-I & II framed against the Charged Officer **are proved**. The findings were communicated to the Charged Officer vide Prl. Chief Conservator of Forests Ref.No.17031/2005/K5, dt.4.7.2012 and obtained further defense statement dt.6.8.2012.

8. The Charged Officer retired from service on attaining the age of superannuation on 30.6.2006 AN. Therefore, the disciplinary proceedings are continued under Rule 9 of A.P. Revised Pension Rules, 1980.

9. After careful examination of the matter, with reference to the findings of the I.O., the remarks of the Prl. Chief Conservator of Forests, and material made available, it is observed that the charges framed against the Charged Officer have been held proved beyond reasonable doubt and it was provisionally decided to impose a penalty of 30% cut in pension for a period of five (5) years on the charged officer Sri R.S. Radha Krishna Rao, FRO (Retd), under rule 9 of A.P. Revised Pension Rules, 1980.

10. Accordingly a Show-Cause-Notice was issued to the retired officer vide reference 9th cited. The PCCF, A.P., Hyderabad, vide ref.10th cited has sent the further defense of the C.O and informed that, the contention of the Charged Officer in the further defense has no bearing of the present show cause notice issued by the Government vide G.M. dt:06.11.2014 as the charge of not staying at the Head quarters was already proved during the enquiry as per the findings submitted by the Inquiry Officer, i.e., CF/FDPT, Srisailam in Ref.No.1389/2000/PT1, Dt:12.06.2012.

11. Government, after careful examination of the matter hereby order to impose a penalty of 30% cut in pension for a period of five (5) years against the retired Charged Officer Sri R.S. Radha Krishna Rao, FRO(Retd), formerly FDPT, Srisailam, under Rule 9 of A.P. Revised Pension Rules, 1980.

12. The Principal Chief Conservator of Forests, A.P. Hyderabad is requested to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.V.RAMESH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad.
The Individual (through Principal Chief Conservator of Forests).
Copy to:
The Accountant General (A&E) A.P., Hyderabad.
The Director of Treasuries & Accounts, Hyderabad, A.P.
The Prl. Secretary, A.P. Public Service Commission, Hyderabad
(with ref. to Lr.No. No.619/DC&C/2/2016,Dt:26.8.2016)

//FORWARDED :: BY ORDER//

SECTION OFFICER